



<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>					<b>Docket No.</b> 110/02239	
Applicant(s): Oren GLOBERMAN, et al.						
Application No. 09/890,172	Filing Date July 25, 2001	Examiner PREBILIC, Paul B.	Customer No. 44909	Group Art Unit 3738	Confirmation No. 7714	
Invention: EXPANDABLE INTERVERTEBRAL SPACER						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	134 -	186 =	0	x \$25.00	\$0.00	
INDEP. CLAIMS	14 -	17 =	0	x \$100.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment.						
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____						
<input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3419						
<input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.						
<input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 _____ Signature			Dated: June 12, 2006			
Maier Fenster, Reg. No. 41,016			<div style="border: 1px solid black; padding: 5px;"><p>I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p style="text-align:center;">(Date)</p><p style="text-align:center;">_____ Signature of Person Mailing Correspondence</p><p style="text-align:center;">_____ Typed or Printed Name of Person Mailing Correspondence</p></div>			
William H. Dippert, Esq.						
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250 Park Avenue New York, NY 10177						
Tel: 212-986-1116						
CC:						

110/02239 A10

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Oren GLOBERMAN et al.  
Serial Number: 09/890,172  
Filed: July 25, 2001  
For: EXPANDABLE INTERVERTEBRAL SPACER  
Art Unit: 3738  
Examiner: PREBILIC, Paul B.

Mail Stop RCE  
Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RCE**

Sir:

In response to a final office action dated March 20, 2006, an interview summary dated April 26, 2006 and concurrently with a Request for Continued Examination, kindly amend the application as follows: